IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division

ePLUS INC.,)
Plaintiff,)
v.) Civil Action No. 3:09cv620 (REP)
LAWSON SOFTWARE, INC.,)
Defendant.))

DEFENDANT LAWSON SOFTWARE, INC.'S MOTION IN LIMINE NO. 3 TO PRECLUDE DR. RUSSELL W. MANGUM III FROM TESTIFYING AT TRIAL

Defendant Lawson Software, Inc. ("Lawson"), by counsel, moves in limine to exclude Plaintiff ePlus Inc.'s ("ePlus") expert witness, Dr. Russell W. Mangum, from testifying at trial pursuant to Federal Rule of Evidence 702 and Daubert v. Merrill Dow Pharms., Inc., 509 U.S. 579 (1993) and on the grounds that Dr. Mangum's opinion, as evidenced by the report he submitted in support of ePlus's claim for damages in this case, is improperly based on irrelevant litigation settlement agreements. The grounds for this Motion are more fully set forth in Lawson's Memorandum in Support of this Motion, which is filed herewith.

LAWSON SOFTWARE, INC.

By	/s/	
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CERTIFICATE OF SERVICE

I certify that on this 18th day of June, 2010, a true copy of the foregoing will be filed electronically with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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